

ORDINANCE NO. 92-25

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 88-16, AS AMENDED BY ORDINANCE NOS. 89-3, 90-38, AND 92-14; PROVIDING FOR REVISIONS TO THE CRIMINAL JUSTICE COMMISSION MEMBERSHIP; PROVIDING FOR CLARIFICATION OF TERMS OF APPOINTMENT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Criminal Justice Commission has revised the provisions of its bylaws to further the effectiveness and efficiency of the Commission; and

WHEREAS, the revisions to membership composition and term of appointment requires the approval of the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners concurs with the Criminal Justice Commission and finds that the revisions further the Commission's purpose and goals.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. Section 1 of Ordinance No. 88-16, as amended by Ordinance Nos. 89-3, 90-38 and 92-14, is hereby amended to read:

There is hereby established an advisory commission to be known as the "Palm Beach County Criminal Justice Commission," herein referred to as the "Criminal Justice Commission." The Criminal Justice Commission shall be composed of the following membership from the private and public sector:

Public Sector Membership:

Chair or Commissioner of the Palm Beach County Board of County Commissioners
Palm Beach County Sheriff
State Attorney for ~~Palm Beach County~~, 15th Judicial Circuit
Public Defender for ~~Palm Beach County~~, 15th Judicial Circuit
Clerk of the Palm Beach County Circuit Court
Chief Judge, 15th Judicial Circuit
Administrative Judge, Juvenile Division, 15th Judicial Circuit
Senior Representative in Palm Beach County of the Federal Bureau of Investigation
Resident Agent-In-Charge in Palm Beach County of the Drug Enforcement Administration
Member, Palm Beach County School Superintendent Board
Member, Chair Legislative Delegation
Member, President Municipal League
Administrator, District 9, HRS
President, Police Chiefs' Association
~~Vice-President of Police Chiefs' Association~~

1 Supervisory Special Agent, Alcohol, Tobacco &
2 Firearms (ATF), S.E. District
3 Chief, West Palm Beach Police Department
4 Circuit Administrator, Florida Department of
5 Corrections, 15th Circuit
6 ~~Commander, United States Coast Guard Station~~
7 Senior Special Agent, Florida Department of
8 Law Enforcement
9 Director of the Health Department
10 President, Crime Prevention Officers'
11 Association
12 United States Attorney, Southern District of
13 Florida

14 Private Sector Membership:

15 Twelve (12) persons nominated by the Palm
16 Beach County Economic Council, but not
17 necessarily members of the Economic Council,
18 and confirmed by the Board of County
19 Commissioners of Palm Beach County, Florida,
20 which persons shall be representative of all
21 segments of Palm Beach County. ~~(After five~~
22 ~~(5) years from the effective date of this~~
23 ~~ordinance, twelve (12) persons shall be~~
24 ~~nominated and confirmed by the Board of County~~
25 ~~Commissioners, Florida, which persons shall be~~
26 ~~representative of all segments of Palm Beach~~
27 ~~County, Florida)~~ One of the twelve (12)
28 members shall be the President of the Palm
29 Beach County Association of Criminal Defense
30 Lawyers.

31 The public sector members' term of membership will be for
32 the duration of their position entitling them to sit as a member of
33 the Criminal Justice Commission. The initial private sector
34 members, as set forth in Exhibit A, shall be divided into three (3)
35 groups of four (4), with each group designated to serve staggered
36 terms of one (1), two (2), and three (3) years and, thereafter,
37 shall serve for a term of three (3) years. All members of the
38 Criminal Justice Commission shall be electors of Palm Beach County,
39 Florida. Appointed members of the Criminal Justice Commission
40 shall serve at the pleasure of the appointing body.

41 ~~The terms of the current private sector members should be~~
42 ~~extended until the February 1st following the existing August~~
43 ~~expiration date with future private sector members being appointed~~
44 ~~for a three (3) year term from February 1st to January 31st. The~~
45 ~~membership term of the four (4) private sector members due to~~
46 ~~expire in August, 1990, is extended to February 1, 1991; the term~~
47 ~~of the four (4) private sector members due to expire in August,~~
48 ~~1991, is extended to February 1, 1992; the term of the four (4)~~
49 ~~private sector members due to expire in August 1992 is extended to~~
50 ~~February 1 1993; and future appointments will begin on February 1st~~
51 ~~and continue for three (3) years until January 31st. Private sector~~
52 ~~members shall be appointed for a three-year term, with said term~~
53 ~~commencing on January 1st of the first year of appointment and~~
54 ~~expiring on December 31st of the third year.~~

55 Section 2. REPEAL OF ORDINANCES IN CONFLICT:

56 All ordinances in conflict with any provision of this
57 ordinance are hereby repealed.

58 Section 3. SEVERABILITY:

59 If any section, paragraph, sentence, clause, phrase, or
60 word of this ordinance is for any reason held by a Court to be

1 unconstitutional, inoperative or void, such holding shall not
2 affect the remainder of this ordinance.

3 **Section 4. INCLUSION IN THE CODE OF LAWS AND ORDINANCES:**

4 The provisions of this ordinance shall become and be made
5 a part of the Code of Laws and Ordinances of Palm Beach County,
6 Florida. The sections of this ordinance may be renumbered or
7 relettered to accomplish such, and the word "ordinance" may be
8 changed to "section", "article", or any other appropriate word.

9 **Section 5. EFFECTIVE DATE:**

10 The provisions of this ordinance shall become effective
11 upon receipt of acknowledgement by the Secretary of State.

12 **APPROVED AND ADOPTED** by the Board of County Commissioners
13 of Palm Beach County, on the 15th day of September,
14 1992.

15 PALM BEACH COUNTY, FLORIDA,
16 BY ITS BOARD OF COUNTY COMMISSIONERS

17 BY [Signature]
18 Chairman

19 APPROVED AS TO FORM AND
20 LEGAL SUFFICIENCY

21 [Signature]
22 COUNTY ATTORNEY

MILTON T. BAUER, CLERK
Board of County Commissioners

23 BY [Signature]
24 DEPUTY CLERK

25 Acknowledgement by the Department of State of the State of
26 Florida, on this, the 22nd day of September, 1992.

27 **EFFECTIVE DATE:** Acknowledgement from the Department of State
28 received on the 28th day of September, 1992, at
10:56 A.M. and filed in the Office of the Clerk of
the Board of County Commissioners of Palm Beach County, Florida.

29 [h:\mej\wpdata\ords\cjc.ord]

STATE OF FLORIDA COUNTY OF PALM BEACH
The ex-officio Clerk of the Board of County Commissioners
certify this to be a true and correct copy of the original filed in
my office on 9/15/92
DATED at West Palm Beach, FL on 9/28/92
Clerk, BCC
By: [Signature] D.C.